

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

RALPH D. PALMER,

Civil No. 04-6255-TC
O R D E R

Plaintiff,

vs.

JO ANNE B. BARNHART,
Commissioner of Social Security,

Defendant.

AIKEN, Judge:

Magistrate Judge Coffin filed his Findings and Recommendation on September 8, 2005. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When a party objects to any portion of the Magistrate's Findings and Recommendation, the district court must make a de novo determination of that portion of the Magistrate's report. 28 U.S.C. § 636(b)(1)(B); McDonnell Douglas Corp. v. Commodore Business Machines, 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Plaintiff has timely filed objections. I have, therefore, given the file of this case a de novo review. I ADOPT the Magistrate's Findings and Recommendation (doc. 17) that the ALJ's

1 decision finding plaintiff not disabled is supported by
2 substantial evidence, therefore the Commissioner's decision is
3 affirmed and this case is dismissed.

4 IT IS SO ORDERED.

5 Dated this 18 day of October 2005.

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10 Ann Aiken
11 United States District Judge
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